

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
WACO DIVISION**

GESTURE TECHNOLOGY PARTNERS,  
LLC,

Plaintiff,

v.

LENOVO GROUP LTD.,  
LENOVO (UNITED STATES) INC., and  
MOTOROLA MOBILITY LLC,

Defendants.

CIVIL ACTION NO. 6:21-cv-00122

**JURY TRIAL DEMANDED**

**DECLARATION OF MICHAEL SIMONS IN SUPPORT OF  
PLAINTIFF'S OPPOSITION TO DEFENDANTS LENOVO (UNITED  
STATES) INC.'S, AND MOTOROLA MOBILITY LLC'S MOTION TO  
DISMISS UNDER FEDERAL RULES OF CIVIL PROCEDURE 12(B)(3)**

I, Michael Simons, state and declare as follows:

1. I am an attorney with Williams Simons & Landis PLLC and counsel to Plaintiff Gesture Technology Partners, LLC. I make this declaration in support of Plaintiff's Opposition to Defendants Lenovo (United States) Inc. and Motorola Mobility LLC's Motion to Dismiss Under Federal Rules of Civil Procedure 12(b)(3). I have personal knowledge of the matters stated in this declaration and would testify truthfully to them if called upon to do so.

2. Attached hereto as Exhibit 1 is a true and correct copy of excerpts of Defendant Lenovo (United States) Inc.'s Responses to Plaintiff Gesture Technology Partners, LLC's First Set of Interrogatories (Nos. 1-11), dated May 26, 2021.

3. Attached hereto as Exhibit 2 is a true and correct copy of excerpts of Defendant Motorola Mobility LLC's Responses to Plaintiff Gesture Technology Partners, LLC's First Set of Interrogatories (Nos. 1-11), dated May 26, 2021.

4. Attached hereto as Exhibit 3 is a true and correct copy of Gesture\_Motorola\_000000001 - 3.

5. Attached hereto as Exhibit 4 is a true and correct copy of a summary and images of LinkedIn pages for 73 defendant employees that reside in the Western District of Texas.

6. Attached hereto as Exhibit 5 is a true and correct copy of excerpts of The Deposition of Jesal Acharya the Corporate Representative for Defendants Lenovo (United States) Inc. and Motorola Mobility LLC, taken on August 25, 2021.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed in Travis County, Texas on this 13<sup>th</sup> day of October, 2021.

Dated: October 13, 2021

/s/ Michael Simons  
Michael Simons